

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF PUERTO RICO
3
45 RAYMOND N. COREY LANUZA,
6 Plaintiff,
7 v.
8 MEDIC EMERGENCY SPECIALTIES,
9 Defendants.
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11 CIVIL NO. 98-2016 (RLA)

12 2003-4-14
13 CLE
14 US
15 OLD SAN JUAN
16 P.R.
17 3:4818 **ORDER DISMISSING CLAIMS ASSERTED AGAINST**
19 **DR. RHAHADAMES HERNANDEZ AND MEDIC EMERGENCY**20 The court having reviewed the memoranda filed by the parties¹
21 hereby agrees with the arguments presented by codefendant DR.
22 RHAHADAMES HERNANDEZ SOTO to the effect that any prior claims against
23 the HOSPITAL REGIONAL DE BAYAMON under the particular circumstances
24 of this case did not operate to toll plaintiff's actions against DR.
25 HERNANDEZ SOTO and/or MEDIC EMERGENCY SPECIALTIES, INC.26 The court further notes that, as set forth in detail in its
27 prior Order,² despite the ample discovery opportunities available to
28 plaintiff in all prior proceedings he was far from diligent in
29 ascertaining the correct identity of any of the parties purportedly30
31 ¹ See Motion in Compliance with Order... filed on February 26,
32 2003 (docket No. 100) and Plaintiff's Opposition... filed on March
33 28, 2003 (docket No. 102).34
35 ² See Order in the Matter of Timeliness of Claims... filed on
36 October 18, 2002 (docket No. 93).
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2 liable for his care at the Hospital's Emergency Room on **August 28,**
3 **1995.**

4 Based on the foregoing, the claims asserted against MEDIC
5 EMERGENCY SPECIALTIES, INC. and DR. RAHADAMES HERNANDEZ SOTO are
6 hereby **DISMISSED AS UNTIMELY.**

7 Judgment shall be entered accordingly.

8 IT IS SO ORDERED.

9 San Juan, Puerto Rico, this 3rd day of April, 2003.


RAYMOND L. ACOSTA
United States District Judge

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